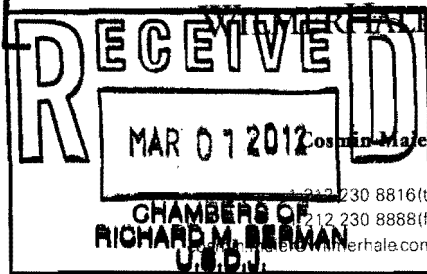


MEMO ENDORSED ORIGINAL



March 1, 2012

Hon. Richard M. Berman
United States District Judge
United States District Court, Southern District of New York
500 Pearl St.
New York, NY 10007-1312

Re: *Chikezie Ottah v. VeriFone Systems, Inc.*, Case No. 1:11-cv-06187-RMB (S.D.N.Y.)

Dear Judge Berman:

Pursuant to Rule 1(E) of Your Honor's Individual Practices, the parties in the above-captioned matter jointly request (1) a two week adjournment of the Settlement Conference, and (2) a two week extension of the discovery deadline, both of which are currently scheduled for March 5, 2012. This extension would reset the discovery deadline and the Settlement Conference to March 19, 2012.

There have been no previous requests for adjournment or extension, and these are the only dates currently on the schedule that will be affected. Mr. Ottah has consented to VeriFone submitting this letter on his behalf.

The parties intend to use the time to discuss a potential settlement. In addition, Mr. Ottah filed a motion to amend his complaint on February 7. VeriFone did not, and does not, oppose. Should Your Honor grant Mr. Ottah's motion, this two week extension will allow VeriFone to provide an answer within the discovery period.

| | |
|---|---|
| <u>Plaintiff's motion to amend [17]</u> | |
| <u>is granted on consent. The</u> | |
| <u>discovery deadline is extended to</u> | |
| <u>3/19/12. The settlement conference</u> | |
| <u>on 3/5/12 is adjourned to</u> | |
| <u>3/19/12 at 9:30 a.m.</u> | |
| | |
| SO ORDERED: | <u>Richard M. Berman</u> Richard M. Berman, U.S.D.J. |
| Date: <u>3/1/12</u> | |

Respectfully submitted,

C. Maier

Cosmin Maier

Attorney for Defendant VeriFone
Systems, Inc.

Wilmer Cutler Pickering Hale and Dorr LLP, 399 Park Avenue, New York, New York 10022

Beijing Berlin Boston Brussels Frankfurt London Los Angeles New York Oxford Palo Alto Waltham Washington

WILMERHALE

Hon. Richard M. Berman

March 1, 2012

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Cc: Chikezie Ottah
1035 Clarkson Ave, Suite 5A
Brooklyn, NY 11212
Plaintiff *Pro Se*

Owen W. Dukelow
Kolisch Hartwell, P.C.
520 S.W. Yamhill Street
Portland, OR 97204
Attorney for Defendant VeriFone Systems, Inc.
Admitted *Pro Hac Vice*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
Chikezie Otah Plaintiff(s),

Case Management Plan

- v -

1:11 CV. 06187 (RMB)

VeriFone Systems,
Inc. Defendant(s).
-----X

The following Case Management Plan is entered after consultation with the parties. This Plan is also a Rule 16 and Rule 26(f) scheduling order as required by the Federal Rules of Civil Procedure.

- (i) Joinder of additional parties by 12/1/2011
- (ii) Amend the pleadings by 3/1/2012
- (iii) All discovery to be expeditiously completed by 3/19/2012
- (iv) Consent to Proceed before Magistrate Judge No
- (v) Status of settlement discussions 3/19/2012 @ 9:30 a.m. with principals.

Sections vi through xi will be set at conference with the Court.

- (vi) Motions _____
- (vii) Oral Argument _____
- (viii) Joint Pre-Trial Order to be submitted by _____
- (ix) Final Pre-Trial Conference _____
- (x) Trial _____
- (xi) Other _____

SO ORDERED: New York, New York

Hon. Richard M. Berman, U.S.D.J.